

11-8-04

AP/26534
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: IRIE et al.
Serial No.: 09/786,877
Filed: March 12, 2001
Confirmation No.: 7987

Examiner: Tran, Thang V.
Group Art Unit: 2653
Docket: 10873.642USWO

Title: OPTICAL RECORDING MEDIUM AND RECORDING METHOD FOR THE SAME

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 407260880
Date of Deposit: November 5, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:
Name: David Ortiz

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

23552
PATENT TRADEMARK OFFICE

Sir:

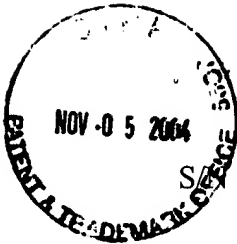
We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449, 5 References
- ☒ Check in the amount of \$180 for IDS filing fee
- ☒ Other: European Office Action - dated October 14, 2004
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:
Name: Douglas P. Mueller
Reg. No.: 30,300
DPM/jh



S/N 09/786,877

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	IRIE et al.	Examiner:	Tran, Thang V.
Serial No.:	09/786,877	Group Art Unit:	2653
Filed:	March 12, 2001	Docket No.:	10873.642USWO
Title:	Optical Recording Medium And Recording Method For The Same		

CERTIFICATE UNDER 37 CFR 1.10:

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Date of Deposit: November 5, 2004

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By:

Name: David Ortiz

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(d))

Mail Stop Amendments

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in a European Search Report mailed October 14, 2004.

This statement should be considered because it is submitted after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311 or after any other action that closes prosecution on the application, but before the payment of the issue fee. Enclosed is a check in the amount of \$180 for the fee set forth in 37 C.F.R. § 1.17(p). This statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

11/09/2004 AWONDAF1 00000049 09786877

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Certification Under 37 C.F.R. §1.97(e)(1)

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that each item of information listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart foreign application or by the Examiner in corresponding co-pending U.S. patent application Serial No. 10/600,089, filed June 20, 2004 within three months of filing this statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
(612) 332-5300

Dated: November 5, 2004

By: 

Douglas P. Mueller
Reg. No. 30,300

DPM/jh

23552

PATENT TRADEMARK OFFICE

FORM 1449 INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary) NOV 05 2004	Docket Number: 10873.642USWO	Application Number: 09/786,877
	Applicant: IRIE et al.	
	Filing Date: March 12, 2001	Group Art Unit: 2652

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	0 549 488	06.1993	EP				
	98/58368	12.1998	WO				
	0 802 527	10.1997	EP				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	